

UNITED STATES DISTRICT COURT  
EASTERN DISTRICT OF LOUISIANA

MDL No. 1643

IN RE: EDUCATIONAL TESTING  
SERVICE PRAXIS  
PRINCIPLES OF LEARNING  
AND TEACHING: GRADES  
7-12 LITIGATION

SECTION: R(5)

JUDGE VANCE  
MAG. JUDGE CHASEZ

**THIS DOCUMENT RELATES TO ALL CASES**

**ORDER AMENDING PRETRIAL ORDER #2**

The plaintiffs move the Court to amend Pretrial Order #2.  
The defendant does not object to the proposed amendments.  
Accordingly, the Court amends pretrial order #2 as follows:

First, in addition to awards or requests for fees and reimbursement of expenses made by Lead Counsel, Liaison Counsel, and members of the PSC, other plaintiffs' counsel who perform work and contribute to costs of the litigation, as long as they are providing a common benefit and are acting under the

authorization, request, or direction of Lead Counsel or Liaison Counsel, will also be entitled to seek reimbursement for costs incurred and compensation for services rendered.

Second, each firm seeking a fee award (or approval) and reimbursement of expenses shall submit time and expenses to Lead Counsel by the 15<sup>th</sup> day of each month. Lead Counsel shall compile a report summarizing such time and expense reports arranged according to the particular activities of counsel. Lead Counsel shall file the report, under seal, to the Court by the last day of each month.

Third, the plaintiffs shall file a Master Administrative Complaint by March 10, 2005 and, to avoid the necessity of making sequential amendments to the Master Administrative Complaint, all cases transferred to this court after the date of the initial status conference, January 20, 2005, will be bound by the Master Administrative Complaint unless counsel in "tag along" cases moves to segregate that case from the Master Administrative Complaint.

Fourth, each "tag along" case shall have 45 days from the date of its transfer to make voluntary disclosures under Rule 26(a).

New Orleans, Louisiana, this 4th day of March, 2005.

\_\_\_\_\_/s/ Sarah S. Vance\_\_\_\_\_  
SARAH S. VANCE  
UNITED STATES DISTRICT JUDGE